

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

RONNIE ONEY d/b/a RONNIE'S
WRECKER SERVICE

Plaintiff,

V.

GREAT LAKES INSURANCE SE

Defendant.

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Civil Action No. 2:19-cv-389-RSP

DOCKET CONTROL ORDER

Having considered the parties' Joint Motion to Amend the Docket Control Order, the Court GRANTS the motion and amends the Docket Control Order as follows:

<u>Original Date</u>	<u>New Date</u>	<u>Deadline/Hearing</u>
August 17, 2020	October 26, 2020	Jury Selection – 9:00 a.m. in Marshall, Texas before Judge Roy Payne
July 30, 2020	October 8, 2020	Pretrial Conference – 1:30 p.m. in Marshall, Texas before Judge Roy Payne
July 23, 2020	October 1, 2020	File Joint Pretrial Order, Joint Proposed Jury Instructions and Form of the Verdict, Responses to Motions <i>in Limine</i> , Updated Exhibit Lists, Updated Witness Lists, and Updated Deposition Designations.

July 16, 2020		If a juror questionnaire is to be used, an editable (in Microsoft Word format) questionnaire shall be jointly submitted to the Deputy Clerk in Charge by this date ¹
July 16, 2020	September 24, 2020	File Motions <i>in Limine</i> The parties are ordered to meet and confer on their respective motions <i>in limine</i> and advise the court of any agreements in this regard by 1:00 p.m. three (3) business days before the pretrial conference. The parties shall limit their motions <i>in limine</i> to those issues which, if improperly introduced into the trial of the case would be so prejudicial that the court could not alleviate the prejudice with appropriate instruction(s).
July 14, 2020		Serve Pretrial Objections
July 2, 2020		File Notice of Request for Daily Transcript or Real Time Reporting. If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Shelly Holmes, at shelly_holmes@txed.uscourts.gov.

¹The Parties are referred to the Court's Standing Order Regarding Use of Juror Questionnaires in Advance of *Voir Dire*.

July 2, 2020		Response to Dispositive Motions (including <i>Daubert</i> Motions). ² Responses to dispositive motions filed prior to the dispositive motion deadline, including <i>Daubert</i> Motions, shall be due in accordance with Local Rule CV-7(e). Motions for Summary Judgment shall comply with Local Rule CV-56.
July 2, 2020		Serve Pretrial Disclosures
June 18, 2020		Deadline for Filing Dispositive Motions and any other motions that may require a hearing; including <i>Daubert</i> motions.
June 18, 2020		Defendant to Identify and Give Notice of Trial Witnesses
June 11, 2020		Plaintiff to Identify and Give Notice of Trial Witnesses
June 4, 2020		File Response to Amended Pleadings
June 4, 2020		Mediation to be completed
May 21, 2020		File Amended Pleadings (It is not necessary to file a Motion for Leave to Amend before the deadline to amend pleadings. It is necessary to file a Motion for Leave to Amend after the amended pleadings date set forth herein.)

²The parties are directed to Local Rule CV-7(d), which provides in part that “[a] party’s failure to oppose a motion in the manner prescribed herein creates a presumption that the party does not controvert the facts set out by movant and has no evidence to offer in opposition to the motion.” Local Rule CV-7(e) provides that a party opposing a motion has 14 days, in addition to any added time permitted under Fed. R. Civ. P. 6(d), in which to serve and file a response and any supporting documents, after which the court will consider the submitted motion for decision.

May 14, 2020		Discovery Deadline
May 7, 2020		Deadline to File Motions to Compel Regarding Discovery Disputes.
May 7, 2020		Defendant to designate Expert Witnesses ³ Expert witness report due Refer to Local Rules for required information
April 23, 2020		Plaintiff to Designate Expert Witnesses ⁴ Expert witness report due Refer to Local Rules for required information
April 23, 2020		Privilege Logs to be exchanged by parties (or a letter to the Court stating that there are no disputes as to claims of privileged documents).
March 19, 2020		Join Additional Parties

SIGNED this 20th day of July, 2020.


 ROY S. PAYNE
 UNITED STATES MAGISTRATE JUDGE

³ Plaintiffs who are also Counterclaim Defendants, as well as third-party Counterclaim Defendants, shall designate Expert Witnesses specific to such counterclaims at this deadline.

⁴ Defendants who are also Counterclaim Plaintiffs shall designate Expert Witnesses specific to such counterclaims at this deadline.